

STENOGRAPHIC TRANSCRIPT OF PROCEEDINGS

BEFORE THE

**Illinois Commerce Commission**

---

DOCKET NO. 00-0462 &  
00- 0582  
Consolidated

IN THE MATTER OF:

EQUILON PIPELINE COMPANY LLC

---

PLACE: Springfield, Illinois

DATE: May 4, 2001

PAGES: 32 - 44

---

SULLIVAN REPORTING COMPANY  
OFFICIAL REPORTERS  
TWO NORTH LA SALLE STREET  
SUITE 1780  
CHICAGO, ILLINOIS 60602  
312-782-4705

SPRINGFIELD, ILLINOIS  
217-528-6964

BEFORE THE  
ILLINOIS COMMERCE COMMISSION

EQUILON PIPELINE COMPANY LLC ) DOCKET NO.  
 ) 00-0462  
Petition for Emergency and )  
Expedited Relief for authority to )  
discontinue service on a portion )  
of Equilon Pipeline Company LLC's )  
facilities which it is operating )  
pursuant to a Certificate of )  
Convenience and Necessity issued )  
by the Illinois Commerce Commission )  
under Order No. 86-0499 which )  
includes 4 inch pipeline near )  
Salem, Illinois, in Marion County, )  
and related assets and facilities )  
used in connection herewith. )

EQUILON PIPELINE COMPANY LLC ) DOCKET NO.  
 ) 00-0582  
Petition for Authority to )  
Discontinue Service Portions of )  
Equilon Pipeline Company LLC's )  
facilities which it is operating )  
pursuant to a Certificate of Good )  
Standing issued by the Illinois )  
Commerce Commission under Order )  
No. 98-0248 which includes 4, 6, )  
8 and 10 inch pipelines near )  
Salem, Illinois, in Marion County, )  
and related assets and facilities )  
used in connection herewith. )

Springfield, Illinois  
May 4, 2001

Met, pursuant to notice, at 9:30 A.M.

BEFORE:

MR. MICHAEL WALLACE, Examiner

## 1 APPEARANCES:

2 MR. W. MICHAEL SEIDEL  
3 Defrees & Fiske  
4 200 South Michigan Avenue  
Suite 1100  
Chicago, Illinois 60604

5 (Appearing on behalf of Equilon Pipeline  
6 Company LLC via teleconference)

7 MR. EDWARD FITZHENRY  
8 Lueders, Robertson & Konzen  
1939 Delmar Avenue  
P.O. Box 735  
Granite City, Illinois 62040

9 (Appearing on behalf of Citation Oil  
10 and Gas Corp. via teleconference)

11 MS. JANIS E. VON QUALEN  
12 527 East Capitol Avenue  
Springfield, Illinois 62701

13 (Appearing on behalf of the Staff of the  
14 Illinois Commerce Commission)

15  
16  
17  
18  
19  
20  
21 SULLIVAN REPORTING COMPANY, by  
22 Cheryl A. Davis, Reporter, #084-001662

I N D E XWITNESSES                      DIRECT   CROSS   REDIRECT   RECROSS

STEVEN CIANFARINI  
By Ms. Von Qualen              40

EXHIBITS                                      MARKED                      ADMITTED

EPC 1.0    37                      37

EPC Group 1.1 (late-file)    39

PROCEEDINGS

EXAMINER WALLACE: Pursuant to the direction of the Illinois Commerce Commission, I now call Dockets 00-0462 and 00-0582. These are petitions of Equilon Pipeline Company LLC seeking to discontinue certain operating pipelines.

May I have appearances for the record, please.

MR. SEIDEL: This is W. Michael Seidel for the law firm of Defrees and Fiske, 200 South Michigan Avenue, Suite 1100, Chicago, Illinois 60604, appearing on behalf of the Petitioner, Equilon Pipeline Company.

MR. FITZHENRY: Yes. For the Intervenor, Citation Oil and Gas Corp., my name is Edward Fitzhenry with the law firm of Lueders, Robertson and Konzen, Post Office Box 735, Granite City, Illinois 62040.

MS. VON QUALEN: Janis Von Qualen, on behalf of the Staff of the Illinois Commerce Commission, 527 East Capitol, Springfield, Illinois 62701.

EXAMINER WALLACE: All right. Thank you.

1           Let the record reflect there are no  
2 other appearances at today's hearing.

3           Preliminarily, I think we all received  
4 Mr. Letner's testimony a few days ago.  
5 Mr. Fitzhenry communicated by e-mail at least to  
6 myself that he had no questions of Mr. Letner.  
7 Ms. Von Qualen has indicated she has no questions  
8 of Mr. Letner, so I'll make it unanimous and let  
9 Mr. Letner off the hook.

10          MR. SEIDEL: I appreciate that.

11          EXAMINER WALLACE: And I guess we're going to  
12 handle his testimony just by motion?

13          MR. SEIDEL: Correct. We would move the  
14 admission of Mr. Letner's testimony and his  
15 responses to the Staff data requests by affidavit.

16          EXAMINER WALLACE: Well, let's back up a  
17 minute. We all have what's been marked EPC Exhibit  
18 1.0.

19          MR. SEIDEL: Correct.

20          EXAMINER WALLACE: And we do not have the  
21 affidavit -- we do not have an affidavit for that  
22 particular exhibit. However, if there is no

1 objection to the admission of EPC Exhibit 1.0, it  
2 would be admitted, and is there any objection?

3 MS. VON QUALEN: Staff has no objection.

4 MR. FITZHENRY: Citation Oil has no objection.

5 EXAMINER WALLACE: All right. Then we will  
6 admit EPC Exhibit 1.0 on the Petitioner's motion.

7 (Whereupon EPC Exhibit 1.0  
8 was received into evidence.)

9 EXAMINER WALLACE: And, Mr. Seidel, was this  
10 filed in the normal course or was it filed  
11 electronic?

12 MR. SEIDEL: I believe it was -- I'm looking  
13 at my file, and it appears that I enclosed for  
14 filing a report of the prepared direct testimony,  
15 so I haven't actually submitted a copy to the  
16 Clerk.

17 EXAMINER WALLACE: Okay. Then I will have the  
18 Court Reporter mark this, and we will do it the old  
19 fashion way, and that will be admitted.

20 (Whereupon EPC Exhibit 1  
21 was marked for  
22 identification and received

1                                   into evidence.)

2                   Mr. Seidel, do you have another exhibit?

3           MR. SEIDEL: Yes. I would also propose to  
4 file as a late-filed exhibit which I would identify  
5 for the record at this time as EPC Group Exhibit  
6 1.1 which consists of the Company's responses to  
7 the Staff data requests in these consolidated  
8 proceedings, and I would like to move for the  
9 admission of that exhibit as well. I'm not sure if  
10 -- I think I would need to submit those as well.  
11 I've only provided them to Staff, and I think I've  
12 provided them to Mr. Fitzhenry as well, but, again,  
13 they haven't been provided to the Court Reporter or  
14 the Clerk's Office yet.

15           EXAMINER WALLACE: All right. If you would --  
16 and that would be handy to have an affidavit along  
17 with Mr. Letner's affidavit for Group Exhibit 1.1.

18           MR. SEIDEL: Okay.

19           EXAMINER WALLACE: And if you would send those  
20 to my attention.

21                   Ms. Von Qualen, any objection?

22           MS. VON QUALEN: I have no objection.



1 EXAMINER WALLACE: And Mr. Fitzhenry?

2 MR. FITZHENRY: We have none.

3 EXAMINER WALLACE: All right. I will admit  
4 those, and we will expect a late-filed exhibit  
5 shortly.

6 (Whereupon EPC Group  
7 Exhibit 1.1 was received  
8 into evidence.)

9 EXAMINER WALLACE: Okay. Anything else, Mr.  
10 Seidel?

11 MR. SEIDEL: Perhaps we should go off the  
12 record to discuss the filing of a draft order or  
13 whatever your pleasure is in that regard.

14 EXAMINER WALLACE: Okay. We'll hold off on  
15 that and take that up in a second.

16 MR. SEIDEL: But there's no further evidence  
17 that I propose to submit at this time.

18 EXAMINER WALLACE: Okay.

19 Mr. Fitzhenry, do you have anything to  
20 put on?

21 MR. FITZHENRY: Your Honor, I just want to  
22 reiterate what I indicated to you and the others in

1 an e-mail that my client, Citation Oil and Gas  
2 Corp., has no objection to the petition being  
3 granted by the Illinois Commerce Commission.

4 EXAMINER WALLACE: All right. Thank you.

5 Ms. Von Qualen.

6 MS. VON QUALEN: Staff calls Steven  
7 Cianfarini.

8 EXAMINER WALLACE: Would you raise your right  
9 hand.

10 (Whereupon the witness was  
11 sworn by Examiner Wallace.)

12 STEVEN ANTHONY JOSEPH CIANFARINI  
13 called as a witness on behalf of the Staff of the  
14 Illinois Commerce Commission, having been first  
15 duly sworn, was examined and testified as follows:

16 DIRECT EXAMINATION

17 BY MS. VON QUALEN:

18 Q. Please state your full name for the  
19 record and spell your last name.

20 THE WITNESS:

21 A. Steven Anthony Joseph Cianfarini,  
22 C-I-A-N-F-A-R-I-N-I.

1           Q.     Who is your employer and what is your  
2 business address?

3           A.     The Illinois Commerce Commission, 527  
4 East Capitol Avenue, Springfield, Illinois 62701.

5           Q.     What is your position at the Commission?

6           A.     Presently I am a Senior Energy Engineer  
7 in the Gas Section of the Engineering Department.

8           Q.     Please describe your education and  
9 professional background.

10          A.     My educational background includes a  
11 Bachelor of Science degree in Mechanical  
12 Engineering from Drexel University, Philadelphia,  
13 Pennsylvania. Also I have completed approximately  
14 half the course work required for a M.S. in  
15 Engineering Management at Drexel University.  
16 Furthermore, I hold the Pennsylvania equivalent of  
17 the Illinois Professional Engineer Intern  
18 Certification. My professional work experience  
19 includes over 12 years in the distribution  
20 department of the Philadelphia Gas Works. I worked  
21 as a natural gas operation supervisor for over six  
22 years and as a staff engineer for an additional six

1 years.

2 Q. Are you familiar with Equilon's  
3 petitions in these matters?

4 A. I reviewed the Company's filings,  
5 testimony, and responses to extensive data requests  
6 concerning the abandonment of the lines in  
7 question. I have found no reason to believe the  
8 abandonment will adversely affect the remaining  
9 shippers on these lines. As long as the Company  
10 properly and safely abandons the unused lines per  
11 L. S. Letner's testimony, answer 22, lines 119 to  
12 124, I have found no reason not to grant the  
13 Company's request.

14 MS. VON QUALEN: That's all the questions that  
15 Staff has.

16 Mr. Cianfarini is available for  
17 cross-examination if anyone has questions.

18 EXAMINER WALLACE: Mr. Seidel?

19 MR. SEIDEL: On behalf of Central Illinois  
20 Light Company, we have no questions for  
21 Mr. Cianfarini.

22 EXAMINER WALLACE: All right.

1                   Mr. Fitzhenry?

2           MR. FITZHENRY: We have no questions for the  
3 witness either.

4           EXAMINER WALLACE: All right. Thank you,  
5 Mr. Cianfarini.

6                               (Witness excused.)

7                   All right. Let's go off the record.

8                               (Whereupon at this point in  
9 the proceedings an  
10 off-the-record discussion  
11 transpired.)

12           EXAMINER WALLACE: Back on the record.

13                   Mr. Seidel has indicated he would file  
14 or circulate a draft order to the parties and then  
15 submit the draft order to the Hearing Examiner.  
16 Assuming no problems, we'll try to get it on as  
17 quickly as possible for the Commission to act upon  
18 the petitions.

19                   Does anyone have anything else to bring  
20 up?

21           MR. FITZHENRY: I don't think so.

22           MR. SEIDEL: This is Mike Seidel. I do not,

1 but I would like to ask the Court Reporter if I  
2 could have a five-day turnaround service on the  
3 transcript, the sort of semi-expedited rate.

4 EXAMINER WALLACE: All right. Hearing nothing  
5 further, this record is marked Heard and Taken.  
6 Thank you.

7 MR. SEIDEL: Thank you.

8 HEARD AND TAKEN

9

10

11

12

13

14

15

16

17

18

19

20

21

22

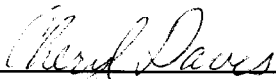
1 STATE OF ILLINOIS )  
2 ) SS  
3 COUNTY OF SANGAMON )  
4 CASE NO.: 00-0462 & 00-0582

5 TITLE: EQUILON PIPELINE COMPANY LLC  
6  
7  
8

9 CERTIFICATE OF REPORTER

10 I, Cheryl A. Davis, do hereby certify that I  
11 am a court reporter contracted by Sullivan  
12 Reporting Company of Chicago, Illinois; that I  
13 reported in shorthand the evidence taken and  
14 proceedings had on the hearing on the  
15 above-entitled case on the 4th day of May, 2001;  
16 that the foregoing pages are a true and correct  
17 transcript of my shorthand notes so taken as  
18 aforesaid and contain all of the proceedings  
19 directed by the Commission or other persons  
20 authorized by it to conduct the said hearing to be  
21 so stenographically reported.  
22

Dated at Springfield, Illinois, on this 16th  
day of May, A.D., 2001.

17  
18   
19 \_\_\_\_\_  
20 Certified Shorthand Reporter  
21 License No. 084-001662  
22